

**WILLKIE FARR & GALLAGHER LLP**

BENEDICT HUR (SBN 224018)

bhur@willkie.com

SIMONA AGNOLUCCI (SBN 246943)

sagnolucci@willkie.com

EDUARDO SANTACANA (SBN 281668)

esantacana@willkie.com

DAVID DOAK (SBN 301319)

ddoak@willkie.com

JOSHUA ANDERSON (SBN 312836)

jdanderson@willkie.com

TIFFANY LIN (SBN 321472)

tlin@willkie.com

NAIARA TOKER (SBN 346145)

ntoker@willkie.com

HARRIS MATEEN (SBN 335593)

hmateen@willkie.com

One Front Street, 34<sup>th</sup> Floor

San Francisco, California 94111

Telephone: (415) 858-7400

Facsimile: (415) 858-7599

Attorneys for Defendant

**GOOGLE LLC**

**SIMMONS HANLY CONROY, LLC**

Jason ‘Jay’ Barnes (admitted *pro hac vice*)

An Truong (admitted *pro hac vice*)

Eric Johnson (admitted *pro hac vice*)

112 Madison Avenue, 7th Floor

New York, NY 10016

Telephone: (212) 784-6400

Facsimile: (212) 213-5949

jaybarnes@simmonsfirm.com

atruong@simmonsfirm.com

ejohnson@simmonsfirm.com

**LOWEY DANNENBERG, P.C.**

Christian Levis (admitted *pro hac vice*)

Amanda Fiorilla (admitted *pro hac vice*)

44 South Broadway, Suite 1100

White Plains, NY 10601

Telephone: (914) 997-0500

Facsimile: (914) 997-0035

clevis@lowey.com

afiorilla@lowey.com

Counsel for Plaintiffs and the Proposed Class

\*Additional Counsel listed on signature page.

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

JOHN DOE I et al. on behalf of themselves and all  
others similarly situated,

Plaintiffs,

vs.

GOOGLE LLC,

Defendant.

Case No. 3:23-CV-02431-VC  
(*Consol. w/ 3:23-cv-02343-VC*)

**STIPULATION RE: MOTION TO  
DISMISS HEARING DATE AND SET  
CASE MANAGEMENT  
CONFERENCE**

District Judge Vince Chhabria

Pursuant to Civil Local Rules 6-2 and 7-12, Defendant Google LLC (“Google”) and Plaintiffs John Doe et al. (“Plaintiffs,” and collectively, “the Parties”), by and through their respective counsel, hereby stipulate and agree to the following:

WHEREAS, Plaintiffs filed their Consolidated Class Action Complaint (CCAC) on July 13, 2023;

WHEREAS, on August 3, 2023, Google filed Google's Combined Opposition to Plaintiffs' Motion for Preliminary Injunction and Motion to Dismiss the CCAC (Dkt. 48). The Court heard argument on Plaintiffs' Motion for Preliminary Injunction on September 21, 2023 (Dkt. 72);

WHEREAS, Plaintiffs filed an Administrative Motion for Leave to Amend Complaint and to Set Schedule on October 20, 2023 (Dkt. 81);

WHEREAS, the Parties entered a stipulation on October 20, 2023, agreeing: (1) Plaintiffs shall file their First Amended Consolidated Class Action Complaint ("FAC") on or before November 16, 2023; (2) Google shall file any Motion to Dismiss the FAC by December 21, 2023; (3) Plaintiffs shall file any opposition to Google's Motion to Dismiss by January 25, 2024; (4) Google shall file any reply in support of its Motion to Dismiss by February 8, 2024; and (5) the hearing on Google's Motion to Dismiss shall be set for February 22, 2024 (Dkt 81-1);

WHEREAS, the Court granted Plaintiffs' request for leave to file the FAC and the Parties' proposed schedule on October 24, 2023 (Dkt. 82);

WHEREAS, Plaintiffs filed their FAC on November 16, 2023 (Dkt. 86);

WHEREAS, Google filed its Motion to Dismiss (Dkt. 88) and Request for Judicial Notice on December 21, 2023 (Dkt. 89);

WHEREAS, the Parties entered a stipulation on January 5, 2024, agreeing: (1) Plaintiffs shall file any opposition to Google's Request for Judicial Notice by January 25, 2024; and Google shall file any reply in support of its Request for Judicial Notice by February 8, 2024 (Dkt. 90);

WHEREAS, the Parties have conferred and agree that to account for a scheduling conflict the Motion to Dismiss hearing should be continued to February 29, 2024 at 1:00 PM via Zoom;

WHEREAS, the Parties have conferred and agree to have their next case management conference take place on March 22, 2024 at 10:00 AM via Zoom.

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the Parties to this action and subject to the Court's approval, that:

1. The hearing on Google's Motion to Dismiss the FAC shall be set for **February 29, 2024** at 1:00 PM via Zoom, or as soon thereafter as is convenient for the Court.
2. The Parties' next Case Management Conference shall be set for **March 22, 2024** at 10:00 AM via Zoom, or as soon thereafter as is convenient for the Court.

Dated: January 18, 2024

**WILLKIE FARR & GALLAGHER LLP**

By: /s/ Benedict Hur

Benedict Hur  
Simona Agnolucci  
Eduardo Santacana  
Joshua Anderson  
David Doak  
Tiffany Lin  
Naiara Toker  
Harris Mateen

Attorneys for Defendant  
GOOGLE LLC

Dated: January 18, 2024

**SIMMONS HANLY CONROY, LLC**

By: /s/ Jason 'Jay' Barnes

Jason 'Jay' Barnes  
Eric Johnson  
An Truong

Attorneys for Plaintiffs  
JOHN DOE et al.

Dated: January 18, 2024

**KIESEL LAW LLP**

By: /s/ Jeffrey A. Koncius

Jeffrey A. Koncius  
Paul R. Kiesel  
Nicole Ramirez

Attorneys for Plaintiffs  
JOHN DOE et al.

Dated: January 18, 2024

**LIEFF CABRASER HEIMANN &  
BERNSTEIN, LLP**

By: /s/ Michael W. Sobol

Michael W. Sobol  
Melissa Gardner  
Douglas I. Cuthbertson  
Jallé H. Dafa

Attorneys for Plaintiffs  
JOHN DOE et al.

Dated: January 18, 2024

**SCOTT & SCOTT, LLP**

By: /s/ Hal D. Cunningham

Hal D. Cunningham  
Sean Russell  
Joseph P. Guglielmo  
Ethan Binder

Attorneys for Plaintiffs  
JANE DOE et al.

Dated: January 18, 2024

**LOWEY & DANENBURG, P.C.**

By: /s/ Christian Levis

Christian Levis  
Amanda Fiorilla

Attorneys for Plaintiffs  
JANE DOE et al.

**[PROPOSED] ORDER**

The Court hereby enters the following schedule:

1. The hearing on Google's Motion to Dismiss the FAC shall be set for **February 29, 2024** at 1:00 PM via Zoom, or as soon thereafter as is convenient for the Court.
2. The Parties' next Case Management Conference shall be set for **March 22, 2024** at 10:00 AM via Zoom, or as soon thereafter as is convenient for the Court.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED: January \_\_\_, 2024

\_\_\_\_\_  
HONORABLE VINCE CHHABRIA  
United States District Judge

**ATTESTATION**

Pursuant to Civil Local Rule 5-1(h)(3), I attest that all other signatories listed, and on whose behalf this filing is submitted, concur in the filing's content and have authorized the filing.

Dated: January 18, 2024

**WILLKIE FARR & GALLAGHER LLP**

By: /s/ Benedict Hur  
Benedict Hur  
Simona Agnolucci  
Eduardo Santacana  
Joshua Anderson  
David Doak  
Tiffany Lin  
Naiara Toker  
Harris Mateen

Attorneys for Defendant  
GOOGLE LLC